SINGLE BENCH

(6)

(1)

**IN THE HIGH COURT OF CHHATTISGARH AT**

**BILASPUR**

**W . P. (S) NO. 4318 / 2006**

**Petitioner** : Balbhadra Ram, Aged about 49 Years, S/o Late Shri Dauran Ram, Assistant Statistical Officer, Integrated Tribal Development Project, Dharamjaigarh, R/o Jail Para, Dharamjaigarh, Dist : Raigarh-(C.G)

P.R. No. 4194/06
Presented by Shri Rukesh Anthony
dated 2/8/06

CERTIFIED COPY
2/8/06
CLERK TO A. G. BILASPUR

**Versus**

**Respondent** : State of Chhattisgarh Through-The Secretary Tribal And Scheduled Caste Development Department, Mantralaya, D.K.S. Bhawan, Raipur-(C.G.)

OATH COMMISSIONER
APARNA MALVIYA
CG-2073/96
Bilaspur Chhattisgarh

**WRIT PETITION U/A 226 / 227 OF THE**

**CONSTITUTION OF INDIA**

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

**मामला क्रमांक** W.P.(S) 4318/06 **सन् 200**

**आदेश पत्रक (पूर्वानुबद्ध)**

| आदेश का दिनांक तथा आदेश क्रमांक | हस्ताक्षर सहित आदेश | कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश |
|---|---|---|

**17.8.2006**

Shri S.K. Thomas, Advocate for the petitioner.

Shri Satish Gupta, Dy. Govt. Advocate for the State on advance copy.

Heard.

By this petition, the petitioner, who is working as Assistant Statistical Officer, Integrated Tribal Development Project, Dharamjaigarh, District Raigarh, has challenged his transfer order dated 4.7.2006 (Annexure P-1) whereby he has been transferred to Jashpur Nagar, District Jashpur.

The main ground of challenge is that the petitioner is suffering from Bronchial Asthma & Pulmonary Tuberculosis and is taking regular treatment at Dharamjaigarh. Another ground is that the daughter of the petitioner is studying in Class 12th at Dharamjaigarh and she has been enrolled for higher secondary school examination with centre at Dharamjaigarh.

In the circumstances, learned counsel for the petitioner submits that the petitioner may be allowed to make a detailed representation to the respondent and in turn, respondent be directed to decide the same in accordance with law, to which Shri Gupta, learned Dy. Govt. Adv. for the State has no objection.

Having heard learned counsel for the parties and having regard to the facts and circumstances of the case, without expressing any opinion on the merit of the case, the petitioner is allowed to make a detailed representation to the respondent raising all his grievances within 10 days from today along with copy of this petition and in turn, the respondent will decide the representation of the petitioner within a period of 30 days from the date of receipt of representation in accordance with law after considering all the grievances raised by the petitioner.

With the direction aforesaid, the petition stands disposed of.

Consequently, M.(W.)P. No.3347/06 also stands disposed of.

Sd/-
L.C. Bhadoo
Judge

P.T.O.

22.8.06

22.8.06

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

**मामला क्रमांक** W.P. 4319/06 **सन् 200**

(24)

**आदेश पत्रक (पूर्वानुबद्ध)**

| आदेश का दिनांक तथा आदेश क्रमांक | हस्ताक्षर सहित आदेश | कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश |
|---|---|---|
| | **17.8.2006**<br>Shri D.N. Prajapati, Advocate for the petitioner.<br>Shri S. Gupta, Dy. Govt. Advocate for the State on advance copy.<br>Heard.<br>By this petition the petitioner has prayed for a direction to respondent No.2 for considering the case of the petitioner for compassionate appointment.<br>The case of the petitioner is that his father namely Sewak Ram died on 27.5.1995 in harness when he was working as Assistant Teacher in Govt. Primary School Luk, Saja. At that time, the petitioner was minor and after attaining the age of majority, the petitioner filed an application for grant of compassionate appointment, but respondent No.2 is not deciding the representation of the petitioner for compassionate appointment.<br>In the circumstances, learned counsel for the petitioner submits that the respondent No.2 be directed to decide the petitioner's representation in accordance with law.<br>Having heard learned counsel for the parties and having regard to the facts and circumstances of the case, respondent No.2 is directed to decide the representation of the petitioner for compassionate appointment within a period of three months from today in accordance with law.<br>With the direction aforesaid, the petition stands disposed of.<br>Certified copy as per rules.<br>JUDGE | |

P.T.O.